

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 3 1934 NUMBER 253

Washington, Friday, December 30, 1938

Rules, Regulations, Orders

TITLE 7—AGRICULTURE AGRICULTURAL ADJUSTMENT ADMINISTRATION

RESULTS OF FLUE-CURED TOBACCO REFERENDUM

A PROCLAMATION BY THE SECRETARY OF AGRICULTURE

I, H. A. Wallace, Secretary of Agriculture, acting under and pursuant to, and by virtue of, the authority vested in me by Sec. 312 of the Agricultural Adjustment Act of 1938, as amended, do hereby make the following proclamation:

SECTION 727.103 Results of flue-cured tobacco referendum. In the referendum of farmers who were engaged in production of the 1938 crop of flue-cured tobacco, conducted by the Secretary of Agriculture on the 10th day of December, 1938, to determine whether such farmers were in favor of or opposed to the national marketing quota for flue-cured tobacco for the marketing year beginning July 1, 1939, the total number of votes cast was 233,393; and of the total number of votes so cast 132,460 votes, or 56.8 percent, were in favor of, and 100,933 votes, or 43.2 percent, were opposed to, such marketing quota. The national marketing quota for flue-cured tobacco for the marketing year beginning July 1, 1939, proclaimed by the Secretary of Agriculture on the 21st day of November, 1938, is, therefore, terminated. (Sec. 312, 52 Stat. 46).

Done at Washington, D. C., this 29th day of December, 1938. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 38-3925; Filed, December 29, 1938;
12:31 p. m.]

¹ 3 F. R. 2769 DL

TITLE 17—COMMODITY AND SECURITIES EXCHANGES SECURITIES AND EXCHANGE COMMISSION

SECURITIES ACT OF 1933, SECURITIES EX- CHANGE ACT OF 1934, AND PUBLIC UTIL- ITY HOLDING COMPANY ACT OF 1935

AMENDMENT TO RULES OF PRACTICE

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Act of 1933, as amended, particularly Section 19 (a) thereof, [C. 38, sec. 19, 48 Stat. 85; C. 404, Sec. 209, 48 Stat. 908, 15 U. S. C. 17s] the Securities Exchange Act of 1934, as amended, particularly Section 23 (a) thereof, [C. 404, sec. 23, 48 Stat. 901; C. 462, sec. 8, 49 Stat. 1379; 15 U. S. C. 78W and Sup. III] and the Public Utility Holding Company Act of 1935, particularly Sections 19 and 20 (a) thereof, [C. 687, sec. 19, 49 Stat. 832; 15 U. S. C., Sup. III, 79s; C. 687, sec. 20, 49 Stat. 833; 15 U. S. C., Sup. III, 79t] and finding such action necessary and appropriate to carry out the provisions of those Acts, hereby amends Rule XVII (Sec. 1.XVII) of the Rules of Practice of the Commission to read as follows:

SEC. 1.XVII (Rule XVII) Intervention.

(a) Any interested representative, agency, authority, or instrumentality of the United States, and any interested State, State commission, State securities commission, municipality, or other political subdivision of a State, shall be permitted to intervene in any proceeding upon written request. Any other person may be permitted to intervene in any proceeding upon written application to the Commission showing that he possesses or represents a legitimate interest which is or may be inadequately represented in such proceeding, but no person will be permitted to intervene if after examination the Commission finds that, for any reason (including the existence of undesirable conflicts in the interests possessed or represented by the applicant), his participation in the proceeding would not be

CONTENTS

RULES, REGULATIONS, ORDERS

TITLE 7—AGRICULTURE:	
Agricultural Adjustment Administration:	Page
Flue-cured tobacco referendum results	3183
TITLE 17—COMMODITY AND SECURITIES EXCHANGES:	
Securities and Exchange Commission:	
Rules of Practice, amendment relative to intervention	3183
TITLE 48—TERRITORIES AND ISLAND POSSESSIONS:	
Division of Territories and Island Possessions:	
Alaska Railroad, laboratory fees for Anchorage Hospital	3184

NOTICES

Department of Agriculture:	
Agricultural Adjustment Administration:	
Agricultural conservation program bulletin, 1938, Supplement No. 20	3184
Securities and Exchange Commission:	
Commonwealths Distribution, Inc., acquisition of securities	3186
International Utilities Corp., acquisition of securities	3186
Lone Star Gas Co., sale of securities approved	3185
Lone Star Gas Co., et al:	
Acquisition of securities approved	3185
Effectiveness of declarations	3185

in the public interest, or for the protection of investors, or, in a proceeding under the Public Utility Holding Company Act of 1935, for the protection of consumers. Intervention shall be subject to such terms and conditions as the Commission may prescribe, which may



Published by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1 per month or \$10 per year; single copies 10 cents each; payable in advance. Remit by money order payable to Superintendent of Documents, Government Printing Office, Washington, D. C.

Correspondence concerning the publication of the FEDERAL REGISTER should be addressed to the Director, Division of the Federal Register, The National Archives, Washington, D. C.

include a requirement that the applicant divest himself of specified interests which might conflict with the interests upon which his intervention is based.

(b) Any person filing an application to intervene shall file therewith an affidavit setting forth in detail his interest or the interest to be represented by him in the proceedings, and stating whether the position which he may propose to take with respect to the pending matter is one already taken by any other party to the proceedings. In the case of a person desiring to intervene in a representative capacity, his affidavit in addition (1) shall state all relevant material facts bearing upon the existence of any interest of the applicant or of any person represented by him which may conflict with the interests of any other person represented by him, including all affiliations of the applicant or of any person represented by him with any other party to the proceedings; (2) if requested by the Commission shall state the names and addresses of the persons represented; and (3) shall be accompanied by copies of all circulars, other general literature, and forms of authorization used or intended to be used by the applicant.

(c) Upon request by any party or by counsel for the Commission, the Trial Examiner or the Commission may for good cause shown order the applicant to submit himself for examination with respect to his application.

Effective January 3rd, 1939.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 38-3927; Filed, December 29, 1938; 12:54 p. m.]

TITLE 48—TERRITORIES AND ISLAND POSSESSIONS DIVISION OF TERRITORIES AND ISLAND POSSESSIONS

THE ALASKA RAILROAD

ANCHORAGE HOSPITAL LABORATORY FEES

ANCHORAGE, ALASKA,
November 28, 1938.

Effective December 1, 1938, the following laboratory fees are established for the Anchorage Hospital.

LABORATORY FEES

PRIVATE PATIENTS

Individual

Urinalysis	\$2.00
Urinalysis 24 hr. Specimen	3.00
Urinalysis Obstetrical or Part Urinalysis	1.00
Kidney Function	3.00
Gastric Analysis	5.00
Blood:	
White Count	2.00
Red Count	2.00
Platelets	1.00
Clotting time	1.00
Differential	3.00
Hemoglobin	1.00
Complete	7.50
Blood, Chem:	
N. P. N.	5.00
Urea N.	5.00
Creatinin	5.00
Sugar	2.50
Kahn	5.00
Blood:	
Matching, alone	3.00
Blood typing and blood matching	5.00
Smears, simple	1.00
Smears for study	2.50
Sputum	2.50
Colloidal Gold	5.00
Duodenal Drainage	5.00
Blood Typing	2.00
Quan. Sugar—determination in urine	1.00
Sugar tolerance	10.00
Spinal fluid incl. Col. gold & Kahn	10.00
Kidney Cons. test without urinalysis	1.00
Tissue (Microscopic)	5.00
Co2 Combining Power	3.00
Basal Metabolic Rate	7.50
Elliott Treatment	1.25
Electrocardiograph	7.50
Infra red treatment	1.00
Ultra violet light	1.00
Diathermy	1.50

Groupings

Urine	
Kahn	
Hemoglobin	
W. B. C.	7.50
Blood Smear using Wright's Stain	
R. B. C.	
W. B. C.	
Hemoglobin	7.50
Differential	
Urine	
Urea N.	7.50
Creatinin	
Urea N.	6.50
Sugar	
Feces complete (partial feces examinations in proportion)	5.00

O. F. OHLSON,
General Manager.

The above is hereby confirmed.

RUTH HAMPTON,
Assistant Director.

DECEMBER 20, 1938.

[F. R. Doc. 38-3919; Filed, December 29, 1938; 10:23 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

[ACP-1938-23]

1938 AGRICULTURAL CONSERVATION PROGRAM BULLETIN

SUPPLEMENT NO. 20

Pursuant to the authority vested in the Secretary of Agriculture under Sections 7 to 17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1938 Agricultural Conservation Program Bulletin, as amended,¹ is hereby further amended as follows:

Subsection B of Section I is hereby further amended by the addition of the following:

The national and State acreage allotments of flue-cured tobacco are as follows:

	Acres
Alabama	400
Florida	13,700
Georgia	83,000
North Carolina	590,000
South Carolina	95,000
Virginia	91,500
Total	873,600

The national and State acreage allotments of Burley tobacco are as follows:

	Acres
Alabama	188
Arkansas	75
Georgia	175
Illinois	50
Indiana	12,650
Kansas	560
Kentucky	311,000
Missouri	6,900
North Carolina	9,700
Ohio	16,900
Oklahoma	7
South Carolina	125
Tennessee	78,100
Virginia	12,800
West Virginia	5,050
Total	452,280

The national and State acreage allotments of fire-cured and dark air-cured tobacco are as follows:

	Acres
Indiana	500
Kentucky	88,900
Tennessee	55,500
Virginia	26,300
Total	171,200

The national and State acreage allotments of cigar filler and binder tobacco are as follows:

	Acres
Connecticut	12,077
Florida	818
Georgia	307
Illinois	20
Indiana	130
Massachusetts	4,914
Minnesota	780

¹ 3 F. R. 3125 DI.

	Acres
New Hampshire	54
New York	927
Ohio	19,092
Pennsylvania	24,903
Vermont	27
Wisconsin	23,150
Total	87,199

Done at Washington, D. C., this 29th day of December, 1938. Witness my hand and the seal of the Department of Agriculture.

[SEAL] H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 38-3926; Filed, December 29, 1938; 12:31 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 22nd day of December, A. D. 1938.

[File No. 43-142]

IN THE MATTER OF LONE STAR GAS CORPORATION

SUPPLEMENTAL ORDER APPROVING SALE OF SECURITIES

Lone Star Gas Corporation, a registered holding company, having filed an application and amendments thereto pursuant to Rule U-12D-1, promulgated under the Public Utility Holding Company Act of 1935, regarding the sale to Lone Star Gas Company, Texas Cities Gas Company, Council Bluffs Gas Company, The Dallas Gas Company, County Gas Company, Community Natural Gas Company, and Guthrie Gas Service Company, of securities issued by such subsidiary companies but held by the Corporation, in exchange for which the Corporation will receive other securities in lieu thereof.

A public hearing having been held on said applications, as amended, after appropriate notice; the Commission having considered the record in this matter and having made and filed its findings herein;

It is ordered, That the sale of such securities in the manner and subject to the terms set forth in such amended application be and the same is hereby approved.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 38-3923; Filed, December 29, 1938; 11:07 a. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its

¹ 3 F. R. 1881, 2097, 2642, 2751 DI.

office in the City of Washington, D. C., on the 22nd day of December, A. D. 1938.

[File No. 43-142]

IN THE MATTERS OF LONE STAR GAS COMPANY, TEXAS CITIES GAS COMPANY, COUNCIL BLUFFS GAS COMPANY, THE DALLAS GAS COMPANY, COUNTY GAS COMPANY, COMMUNITY NATURAL GAS COMPANY, GUTHRIE GAS SERVICE COMPANY

SUPPLEMENTAL ORDER APPROVING ACQUISITION OF SECURITIES

Lone Star Gas Company, Texas Cities Gas Company, Council Bluffs Gas Company, The Dallas Gas Company, County Gas Company, Community Natural Gas Company, and Guthrie Gas Service Company, all subsidiary companies of Lone Star Gas Corporation, a registered holding company, having filed joint and combined applications and amendments thereto pursuant to Rule U-12C-1, promulgated under the Public Utility Holding Company Act of 1935, regarding the acquisition from Lone Star Gas Corporation, and the cancellation thereafter, of certain notes and stocks issued by such applicants and now held by said Corporation.

A public hearing having been held on said applications, as amended, after appropriate notice; the Commission having considered the record in this matter and having made and filed its findings herein;

It is ordered, That the acquisition by applicants of such securities in the manner and subject to the terms set forth in such amended applications be and the same is hereby approved.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 38-3922; Filed, December 29, 1938; 11:06 a. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 22nd day of December, A. D. 1938.

[File No. 43-142]

IN THE MATTERS OF LONE STAR GAS COMPANY, TEXAS CITIES GAS COMPANY, COUNCIL BLUFFS GAS COMPANY, THE DALLAS GAS COMPANY, COUNTY GAS COMPANY, COMMUNITY NATURAL GAS COMPANY, GUTHRIE GAS SERVICE COMPANY

SUPPLEMENTAL ORDER RELATIVE TO EFFECTIVENESS OF DECLARATIONS

Lone Star Gas Company, Texas Cities Gas Company, Council Bluffs Gas Company, The Dallas Gas Company, County Gas Company, Community Natural Gas Company and Guthrie Gas Service Com-

pany, all subsidiary companies of Lone Star Gas Corporation, a registered holding company, have filed joint and combined declarations and amendments thereto pursuant to section 7 of the Public Utility Holding Company Act of 1935 regarding the issue and sale by each of said declarants of the following described securities:

Lone Star Gas Company:	
4½% note due August 1, 1953	\$6,385,000
4½% note due August 1, 1953	1,345,000
4½% note due August 1, 1953	6,770,000
Texas Cities Gas Company:	
4½% note due August 1, 1953	3,400,000
30,000 shares common capital stock, par value \$100 per share	3,000,000
10,000 shares common capital stock, par value \$100 per share	1,000,000
Council Bluffs Gas Company:	
4½% Income note due August 1, 1953	1,350,000
12,000 shares common capital stock, par value \$100 per share	1,200,000
The Dallas Gas Company:	
4½% note due August 1, 1953	300,000
6,530 shares common capital stock, par value \$100 per share	653,000
County Gas Company:	
4½% note due August 1, 1953	100,000
Community Natural Gas Company:	
4½% note due August 1, 1953	4,000,000
4½% note due August 1, 1953	1,000,000
4½% note due August 1, 1953	2,000,000
50,000 shares common capital stock, par value \$100 per share	5,000,000
Guthrie Gas Service Company:	
4½% Income note due August 1, 1953	25,000
4½% Income note due August 1, 1953	15,000

A joint hearing on these declarations, as amended, having been held after appropriate notice; the Commission having duly considered the record in such matters and having filed its findings herein;

It is ordered, That such declarations be and become effective forthwith upon the condition, however, that the issue and sale of the aforesaid securities shall be effected in compliance with the terms and conditions set forth in and for the purposes represented by such declarations, as amended.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 38-3820; Filed, December 29, 1938; 11:06 a. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Washington, D. C., on the 27th day of December, A. D. 1938.

[File No. 46-125]

IN THE MATTER OF INTERNATIONAL UTILITIES CORPORATION

ORDER APPROVING ACQUISITION OF SECURITIES

International Utilities Corporation, a registered holding company, having filed with this Commission an application pursuant to Section 10 (a) (1) of the Public Utility Holding Company Act of 1935 for the approval of the acquisition by International Utilities Corporation of 395 shares of no par common stock of General Public Utilities, Inc., which stock is to be issued in payment of a dividend declared by General Public Utilities, Inc.;

A hearing having been held on such application; the record in the matter having been duly considered; and the Commission having filed its findings herein;

It is ordered, That the acquisition of the aforesaid no par common stock in the manner set forth and for the purposes represented in the application be and the same hereby is approved;

It is further ordered, That within ten days after the acquisition of the securi-

ties referred to above, the applicant shall file with this Commission a Certificate of Notification, showing that such acquisition was effected in accordance with the terms and conditions and for the purposes represented by such application.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 38-3924; Filed, December 29, 1938;
11:07 a. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 27th day of December, A. D. 1938.

[File No. 46-126]

IN THE MATTER OF COMMONWEALTHS DISTRIBUTION, INC.

ORDER APPROVING ACQUISITION OF SECURITIES

Commonwealths Distribution, Inc., a registered holding company, having filed with this Commission an application pur-

suant to Section 10 (a) (1) of the Public Utility Holding Company Act of 1935 for the approval of the acquisition by Commonwealths Distribution, Inc., of 1,161 shares of no par common stock of General Public Utilities, Inc., which stock is to be issued in payment of a dividend declared by General Public Utilities, Inc.;

A hearing having been held on such application; the record in the matter having been duly considered; and the Commission having filed its findings herein;

It is ordered, That the acquisition of the aforesaid no par common stock in the manner set forth and for the purposes represented in the application be and the same hereby is approved;

It is further ordered, That within ten days after the acquisition of the securities referred to above, the applicant shall file with this Commission a Certificate of Notification, showing that such acquisition was effected in accordance with the terms and conditions and for the purpose represented by such application.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 38-3921; Filed, December 29, 1938;
11:06 a. m.]